



34-26-01

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04/24/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. A-64789-3/RFT/RMS/RMK

Anticipated Classification of this Application:

Class: Subclass:

Prior Application 09/417,988
Examiner: M. Monshipouri
Art Unit: 1652

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DATE OF DEPOSIT April 24, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231

TYPED NAME MARK RANCIFER

SIGNED *M Rancifer*

Box PATENT APPLICATION

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a request for filing an

- ☐ Original
☒ Continuation
☐ Divisional
☐ Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of

Thomas J. Meade
(Names of ALL Applicants)

DETECTION OF ANALYTES USING REORGANIZATION ENERGY
(Title of Invention)

This ☒ continuation ☐ divisional ☐ continuation-in-part

claims priority to pending application Serial Nos. 09/417,988, filed on October 13, 1999; 09/096,504, filed on June 12, 1998 (Patent No. 6,013,170, issued January 11, 2000); and 08/873,977, filed on June 12, 1997 (Patent No. 6,013,459, issued January 11, 2000).

1. (a) ☐ Enclosed is a new application.
(b) ☐ Enclosed is a continuation-in-part application.
(c) ☒ Enclosed is a copy of the prior application.
2. (a) ☐ Enclosed is a new Declaration.
(b) ☒ Enclosed is a copy of the prior Declaration and Power of Attorney as originally filed.
3. (a) ☐ Enclosed is a Small Entity Affidavit.
(b) ☐ A Small Entity Affidavit is of record in the prior application.
4. ☒ The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1) NO. FILED	(Col. 2) NO. EXTRA	SMALL ENTITY		OTHER THAN SMALL ENTITY	
			RATE	FEE	RATE	FEE
BASIC FEE				\$355		\$690
TOTAL CLAIMS	32 - 20 =	12	x 9 =	\$	x 18 =	\$216
INDEP CLAIMS	3 - 3 =	0	x 40 =	\$	x 80 =	\$
MULTIPLE DEPENDENT CLAIM PRESENTED	yes no		+135 =	\$	+270 =	\$
If the difference in Col 1 is less than zero, enter "0" in Col. 2			TOTAL	\$	TOTAL	\$906

5. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A-64789-3/RFT/RMS/RMK).



6. ☒ Our check No. *** in the amount of \$ 906.00 is enclosed.
___ The filing fee is **NOT** being submitted with this transmittal letter.
7. ☒ Cancel in this application original claims 2-32 of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)
8. ___ Amend the specification by inserting before the first line the sentence:
--This is a ☒ continuation ___ divisional ___ continuation-in-part
of application Serial Nos. 09/417,988, filed on October 13, 1999; 09/096,504, filed on June 12, 1998 (Patent No. 6,013,170, issued January 11, 2000); and 08/873,977, filed on June 12, 1997 (Patent No. 6,013,459, issued January 11, 2000).--
9. (a) ___ Informal drawings are enclosed.
(b) ___ Formal drawings are enclosed (___ sheets).
10. (a) ☒ Priority of United States application Serial Nos. Serial Nos. 09/417,988, filed on October 13, 1999; 09/096,504, filed on June 12, 1998 (Patent No. 6,013,170, issued January 11, 2000); and 08/873,977, filed on June 12, 1997 (Patent No. 6,013,459, issued January 11, 2000) is claimed under 35 U.S.C. 119/120.
(b) ___ The certified copy has been filed in prior application Serial No. _____ filed on _____.
11. ☒ The prior application is assigned of record to Clinical Micro Sensors, Inc.
12. ☒ The power of attorney in the prior application is to:

Address FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP
Four Embarcadero, Suite 2400
San Francisco, CA 94111

- (a) ___ The power appears in the original papers in the prior application.
(b) ___ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
(c) ___ A new power has been executed and is enclosed.
(d) ☒ Address all future communications to:

ROBIN M. SILVA, ESQ.
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Four Embarcadero Center - Suite 3400
San Francisco, California 94111-4187
Tel.: (415) 781-1989
Fax: (415) 398-3249

13. ☒ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
14. ☒ I hereby verify that the attached papers are a true duplicate of prior application Serial No. 09/417,988 as originally filed on October 13, 1999.

Date: 9/24/01

Signature: 

Renee M. Kosslak, Reg. No. 47,717
For: Robin M. Silva, Reg. No. 38,304

Address of Signer:
FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP
4 Embarcadero Center - Suite 3400
San Francisco, California 94111-4187
Tel.: (415) 781-1989
Fax: (415) 398-3249

☒ Attorney or agent of record
___ Filed under Section 1.34(a)